

Clerk's Notice:

The following Bankruptcy Rules and Bankruptcy forms are amended and go into effect December 1, 2009:

Forms:

- **Amended Form B1D - Exhibit D, Individual Debtor's Statement of Compliance with Credit Counseling Requirement** - The form is amended to incorporate in Statement 3 the new seven-day window for the exigent circumstances exception to the pre-filing credit counseling requirement. Also, Statement 2 of the form reflects the change of the deadline to file a copy of a certificate and debt repayment plan (if any) from the credit counseling agency from 15 days to 14 days. See *Fed. R. Bankr. 1007(c)*, as amended effective December 1, 2009. U.S.C. § 109(h)(3)(A)(ii).
- **Amended Form B 23 - Debtor's Certification of Completion of Instructional Course Concerning Financial Management** . The form is amended to conform to a pending amendment of Fed. R. Bankr. P. 1007(c) that extends the deadline for filing the form in a chapter 7 case. **Although the form is amended effective 12/1/09, the Rule 1007(c), is not scheduled to take effect until December 1, 2010. The deadline for filing Form 23 in a chapter 7 case remains 45 days after the date first set for the meeting of creditors. The revised form will be posted several months prior to December 1, 2010.** There is currently no form.
- **Amended Form B210 - Assignment of Claim** - changes the objection bar date deadline from 20 days to 21 days
- **New Official Form B27 - Reaffirmation Agreement Cover Sheet** - To be filed with Reaffirmation Agreement. The new form requires the disclosure of financial information necessary for the court to determine whether a reaffirmation agreement creates a presumption of undue hardship for the debtor. See *Fed. R. Bankr. 4008*, as amended effective December 1, 2009.
- **New Form B18RI - Discharge of Individual Debtor in a Chapter 11 Case** - After all plan payments are complete, discharges the debtor.
- **Amended Forms B250A, B250B, B250C B250D - Summons in an Adversary Proceeding** - The forms were amended to conform the Certificates of Service on the forms more closely to the service of process provisions of *Fed. R. Bankr. P. 7004*. The certification regarding age and non-party status was limited to instances in which service of the summons is accomplished by one of the methods permitted under Federal Rule of Civil Procedure 4.
- **Amended Form B250 E - Summons in an Involuntary Case** - amended to conform to time computation changes.

BANKRUPTCY RULES:

Bankruptcy Rule 1007 (Lists, Schedules, Statements, and Other Documents; Time Limits) (time computation amendment)

Bankruptcy Rule 1011 (Responsive Pleading or Motion in Involuntary and Cross-Border Cases) (time computation amendment)

Bankruptcy Rule 1019 (Conversion of Chapter 11 Reorganization Case, Chapter 12 Family Farmer's Debt Adjustment Case, or Chapter 13 Individual's Debt Adjustment Case to Chapter 7 Liquidation Case) (time computation amendment)

Bankruptcy Rule 1020 (Election to be Considered a Small Business in a Chapter 11 Reorganization Case) (time computation amendment)

Bankruptcy Rule 2002 (Notices to Creditors, Equity Security Holders, Administrators in Foreign Proceedings, Persons Against Whom Provisional Relief is Sought in Ancillary and Other Cross-Border Cases, United States, and United States Trustee) (time computation amendment)

Bankruptcy Rule 2003 (Meeting of Creditors or Equity Security Holders) (time computation amendment)

Bankruptcy Rule 2006 (Solicitation and Voting of Proxies in Chapter 7 Liquidation Cases) (time computation amendment)

Bankruptcy Rule 2007 (Review of Appointment of Creditors' Committee Organized Before Commencement of the Case) (time computation amendment)

Bankruptcy Rule 2007.2 (Appointment of Patient Care Ombudsman in a Health Care Business Case) (time computation amendment)

Bankruptcy Rule 2008 (Notice to Trustee of Selection) (time computation amendment)

Bankruptcy Rule 2015 (Duty to Keep Records, Make Reports, and Give Notice of Case or Change of Status) (time computation amendment)

Bankruptcy Rule 2015.1 (Patient Care Ombudsman) (time computation amendment)

Bankruptcy Rule 2015.2 (Transfer of Patient in Health Care Business Case) (time computation amendment)

Bankruptcy Rule 2015.3 (Reports of Financial Information on Entities in Which a Chapter 11 Estate Holds a Controlling or Substantial Interest) (time computation amendment)

Bankruptcy Rule 2016 (Compensation for Services Rendered and Reimbursement of Expenses) (time computation amendment)

Bankruptcy Rule 3001 (Proof of Claim) (time computation amendment) **Bankruptcy Rule 3015** (Filing, Objection to Confirmation, and Modification of a Plan in a Chapter 12 Family Farmer's Debt Adjustment or a Chapter 13 Individual's Debt Adjustment Case) (time computation amendment)

Bankruptcy Rule 3017 (Court Consideration of Disclosure Statement in a Chapter 9 Municipality or Chapter 11 Reorganization Case) (time computation amendment)

Bankruptcy Rule 3019 (Modification of Accepted Plan Before or After Confirmation in a Chapter 9 Municipality or Chapter 11 Reorganization Case) (time computation amendment)

Bankruptcy Rule 3020 (Deposit; Confirmation of Plan in a Chapter 9 Municipality or Chapter 11 Reorganization Case) (time computation amendment)

Bankruptcy Rule 4001 (Relief from Automatic Stay; Prohibiting Or Conditioning the Use, Sale, or Lease of Property; Use of Cash Collateral; Obtaining Credit; Agreements) (time computation amendment)

Bankruptcy Rule 4002 (Duties of Debtor) (time computation amendment)

Bankruptcy Rule 4004 (Grant or Denial of Discharge) (time computation amendment)

Bankruptcy Rule 6003 (Interim and Final Relief Immediately Following the Commencement of the Case- Applications for Employment; Motions For Use, Sale, or ease of Property; and Motions for Assumption or Assignment Of Executory Contracts) (time computation amendment)

Bankruptcy Rule 6004 (use, Sale, or Lease of Property) (time computation amendment)

Bankruptcy Rule 6006 (Assumption, Rejection or Assignment of Executory Contract or Unexpired Lease) (time computation amendment)

Bankruptcy Rule 6007 (Abandonment or Disposition of Property) (time computation amendment)

Bankruptcy Rule 7004 (Process; Service of Summons; Complaint) (time computation amendment)

Bankruptcy Rule 7012 (Defenses and Objections-When and How Presented-By Pleading or Motion-Motion for Judgment on the Pleading) (time computation amendment)

Bankruptcy Rule 8001 (Manner of Taking Appeal; Voluntary Dismissal; Certification to Court of Appeals) (time computation amendment)

Bankruptcy Rule 8002 (Time for Filing Notice of Appeal) (time computation amendment)

Bankruptcy Rule 8003 (Leave to Appeal) (time computation amendment)

Bankruptcy Rule 8006 (Record and Issues on Appeal) (time computation amendment)

Bankruptcy Rule 8009 (Brief and Appendix; Filing and Service) (time computation amendment)

Bankruptcy Rule 8015 (Motion for Rehearing) (time computation amendment)

Bankruptcy Rule 8017 (Stay of Judgment of District Court or Bankruptcy Appellate Panel) (time computation amendment)

Bankruptcy Rule 9006 (Time) (template and time computation amendment) **Bankruptcy Rule 9027** (Removal) (time computation amendment)

Bankruptcy Rule 9033 (Review of Proposed Findings of Fact and Conclusions of Law in Non-Core Proceedings) (time computation amendment)